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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. AM100221)

In re Patent Application of:) Appln. No.: 09/887,296
HSIEN-JUE (STEVE) CHU et al.) Confirmation No.: 6853
Filed: 06/21/2001) Customer No.: 25291
For: METHODS AND COMPOSITION) Group Art Unit: 1645
FOR ORAL VACCINATIONS) Examiner: S. Devi, Ph.D.
)

TRANSMITTAL LETTER

Dear Sir:

Transmitted herewith in the above-referenced patent application is an Amendment After Final Rejection Pursuant to 37 C.F.R. § 1.116 with Appendix. No additional fee is required for the amendment to the claims or the present response.

Thank you for your attention to this matter.

Respectfully submitted,

WYETH

Date: August 23, 2005

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FILING BY EXPRESS MAIL UNDER 37 C.F.R. § 1.10

This correspondence and the accompanying documents identified hereinabove are being deposited with the U.S. Postal Service on August 23, 2005 to be delivered by the "Express Mail Post Office to Addressee" service under Mailing Label Number ED 579002976 US addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Anne M. Rosenblum
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AMENDMENT AFTER FINAL REJECTION PURSUANT TO 37 C.F.R. § 1.116

Dear Sir:

Responsive to the Official action mailed June 1, 2005, please amend the above-referenced application according to the below instructions and consider the remarks in a positive light.

REMARKS

Reconsideration of this application, as amended, is respectfully requested.

At the outset, Applicants gratefully acknowledge the Examiner's kind withdrawal of several objections and rejections of record as noted in paragraphs 5-19 on pages 2-4 of the Office action. The present reply addresses the remaining issues.

While Applicants appreciate that they cannot amend the finally rejected claims as a matter of right, they believe that the amendment is deemed necessary for allowance or, at the very least, removal of issues on appeal. This amendment responds directly to the Examiner's recent comments in support of the final rejection. It is important to note further that the claims, if amended as proposed, do not present any new issues requiring further consideration or search. This amendment adds no new matter and requires only a cursory review by the Examiner. Therefore, it is respectfully asked that the Examiner enter and consider the proposed amendment.

For the convenience of the Office staff, the amendment is placed in the below Appendix and incorporated herein by reference thereto.

The Examiner maintained the rejection of Claims 2 and 3 under 35 U.S.C. § 112, second paragraph, for reasons supposedly set forth in paragraphs 16 (b) and 16 (i) of the previous Office